

EUS/J/P/06-3039

RECEIVED
CENTRAL FAX CENTER

FEB 09 2006

February 9, 2006

Mail Stop OIPE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, or transmitted via EFS-Web (Beta), Group Art Unit 2854, on the date indicated below.

Date: February 9, 2006Name: Melissa WingoSignature: Melissa Wingo

Re: Patent Application for:
"Transmission of Compressed Information with Real Time Requirement in a
Packet Oriented Information Network"
Serial No. 09/612,628
Attorney Docket No. P11542-US1

Dear Sir or Madam:

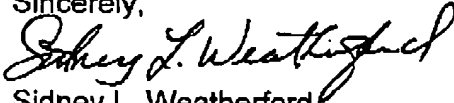
Enclosed for filing please find the following items relating to the above-identified application:

- (1) Petition to Withdraw Holding of Abandonment (2 page(s))
- (2) Enclosure A: Copy of Response to Non-Final Office Action with Certificate of Mailing under 37 CFR § 1.8(b) (20 page(s))
- (3) Enclosure C: Copy of Notice of Abandonment (2 pages)

There is no additional fee for this filing. The commissioner is hereby authorized to charge payment of any additional filing fees required associated with this communication or credit any overpayment to Deposit Account No. 50-1379.

If you have any questions or comments concerning this matter, please feel free to contact the undersigned at 972-583-8656.

Sincerely,


Sidney L. Weatherford
Intellectual Property Counsel

Ericsson Inc.
6300 Legacy Drive
Plano, Texas 75024

Telephone: 972.583.0000



FEB 09 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Johan Karoly Peter § Group Art Unit: 2654
Galyas
Serial No: 09/612,628 §
Filed: July 7, 2000 §
Docket No.: P11542-US1 §
For: Transmission of Compressed Information with Real Time Requirement in a
Packet Oriented Information Network §

Attention OIPE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, or transmitted via EFS-Web (Beta), Group Art Unit 2654, on the date indicated below.

Date: February 9, 2006Name: Melissa Wingo

Signature: _____

Dear Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. 1.181**

It is respectfully requested that the USPTO withdraw the holding of abandonment and continue examination of this application. The application was abandoned by the USPTO for Applicant's failure to timely file a response to the Office letter dated 08 April 2003. The Applicant contends that this application is, in fact, not abandoned. The facts relating to the abandonment of this application are as follows:

1. A Non-Final Office Action was mailed by the USPTO on April 8, 2003.

Petition to Withdraw Holding of Abandonment - PAGE 1 of 2
EUS/J/P/06-3039
Attorney Docket No. P11542-US1


2. The Applicant timely submitted a response to the Non-Final office action to the USPTO by facsimile transmission to (703) 746-9430 on July 8, 2003. A copy of this submittal is enclosed herewith, along with the facsimile receipt dated July 8, 2003. (Enclosure A)

3. A Notice of Abandonment was issued by the USPTO on December 1, 2005. The notice stated that the Applicant failed to respond to the Office letter dated 08 April 2003. (Enclosure B)

The Applicant contends that a response was timely filed with the USPTO and the USPTO's facsimile receipt is proof that the USPTO received the response in a timely manner. The Applicant further contends that no petition fee is due since the response was misplaced by the USPTO.

For all the above reasons, the Applicant respectfully requests that the USPTO withdraw the holding of abandonment and continue examination of this application.

Respectfully submitted,


Sidney L. Weatherford
Registration No. 45,602

Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-11
Plano, Texas 75024

(972) 583-7686
sidney.weatherford@ericsson.com

TRANSMISSION VERIFICATION REPORT

TIME : 07/08/2003 15:55
NAME : ERICSSON IPR LEGAL
FAX : 9725837864
TEL : 9725830000
SER. # : BROH2J626972

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

07/08 15:49
917037469430
00:05:45
19
OK
STANDARD
ECM

ERICSSON 

EUSIJP/03-3085

July 8, 2003

VIA FACSIMILE

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, Group Art Unit 2897, (703) 745-9430 on the date indicated below.

Date: July 8, 2003Name: Pamela C. ShultzSignature: 

Re: Patent Application for:
"Transmission of Compressed Information with Real Time Requirement in a Packet Oriented Information Network"
Serial No. 09/612,828
Attorney Docket No. P11542/040020-276

Dear Sir or Madam:

Enclosed for filing please find the following items relating to the above-identified application:

- (1) Transmittal Letter (1 page)
- (2) Response under 37 C.F.R §1.111 (15 pages)



UNITED STATES PATENT AND TRADEMARK OFFICE

011542-US1
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/612,628	07/07/2000	Johan Karoly Peter Galyas	040020-276	7999

27045 7590 12/01/2005

ERICSSON INC.
6300 LEGACY DRIVE
M/S EVR C11
PLANO, TX 75024

RECEIVED
DEC 05 2005
EUS LEGAL DEPT.

EXAMINER

SPOONER, LAMONT M

ART UNIT	PAPER NUMBER
----------	--------------

2654

DATE MAILED: 12/01/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment

Application No.

09/612,628

Applicant(s)

GALYAS, JOHAN KAROLY
PETER

Examiner

Lamont M. Spooner

Art Unit

2654

– The MAILING DATE of this communication appears on the cover sheet with the correspondence address–

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 08 April 2003.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

In a phone conversation on 11/22/05 with applicant's representative, Sidney Weatherford, requests case abandoned due to office not receiving response, may file petition to revive.


RICHEMOND DORVIL
 SUPERVISORY PATENT EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office
 PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 11222005